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In re Application of KONIECZNA et al :
U.S. Application No.: 10/564,148 :
PCT Application No.: PCT/EP04/07667 :
Int. Filing Date: 08 July 2004 : COMMUNICATION
Priority Date Claimed: 10 July 2003 :
Attorney Docket No.: PB60333USw :
For: PHARMACEUTICAL FORMULATION :
COMPRISING LEVOTHYROXINE :
SODIUM :

This is in response to the correspondence filed 09 May 2006.

BACKGROUND

On 08 July 2004, applicant filed international application PCT/EP04/07667, which claimed priority of an earlier United Kingdom application filed 10 July 2003. A copy of the international application was communicated to the USPTO from the International Bureau on 20 January 2005. The thirty-month period for paying the basic national fee in the United States expired on 10 January 2006.

On 10 January 2006, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 20 April 2006, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 09 May 2006, applicant filed an executed declaration.

DISCUSSION

The declaration filed 09 May 2006 is improper. Specifically, the declaration consists of one each of pages 1 and 2 and two each of pages 3 and 4. It is not acceptable to combine pages of different declarations into a single declaration. See MPEP 201.03 (stating, "Where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration.")

CONCLUSION

The application is being forwarded to the DO/EO/US for preparation and mailing of a Notification of Defective Response (Form PCT/DO/EO/916) in accordance with the present communication.



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